

41634

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Date: January 22, 2003 By: Sydney B. Anderson

Attorney Docket No.: 55525-8049.US00
Applicant: Fu *et al.*
Serial No.: 09/967,238
Filing Date: September 27, 2001
For: **METHOD FOR DETERMINING RELATIVE
ABUNDANCE OF NUCLEIC ACID SEQUENCES**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. Transmitted herewith are the following:
 - ☒ An Amendment in Response to Restriction Requirement
 - ☒ A Petition for 1-month Extension of Time
 - ☒ A check in the amount of \$110.00 covering the fee due.
2. Entity Status
 - ☒ Large Entity is proper for this case.
3. Conditional Petition for Extension of Time:
An Extension of Time is requested to provide for timely filing if necessary for timely filing of this transmittal and enclosures.
4. Provisional Fee Authorization
Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-2207.

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Respectfully submitted,

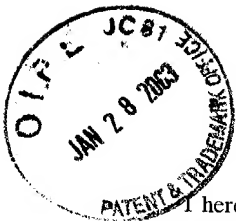
LeeAnn Gorthey

LeeAnn Gorthey
Registration No. 37,337

Date: 1-21-03

Correspondence Address:

Customer No. 22918
Phone: (650) 838-4403



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: January 22, 2003

By: Lynnea B. Anderson

DOCKET NO.: 55525-8049.US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: *Fu et al.*

SERIAL NO.: 09/967,238

FILED: September 27, 2001

FOR: **Method for Determining Relative
Abundance of Nucleic Acid Sequences**

EXAMINER: Gunter, D.

ART UNIT: 1634

CONFIRMATION NO. 6602

Response to Requirement for Restriction

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

In response to the requirement for restriction requested by the Examiner in the Office Action mailed December 13, 2002 in the above-identified application, the applicants elect to begin prosecution with the claim group **I** (claims 1-17 and 26-28), drawn to a method of determining relative abundance of a nucleic acid sequence, without traverse. A petition for a one-month time extension accompanies this response extending the period for response to February 13, 2003.

The Commissioner is hereby authorized and requested to charge any deficiency in fees herein to Deposit Account No. 50-2207.

Date: 1-21-03

Correspondence address:

CUSTOMER NO. 22918

PHONE: (650) 838-4403

Fax: (650) 838-4350

Respectfully submitted,

LeeAnn Gorthey

LeeAnn Gorthey

Registration No. 37,337

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